

FISCAL NOTE

SB 3803 - HB 3510

February 26, 2008

SUMMARY OF BILL: Prohibits a law enforcement officer from ordering a citation in lieu of continued custody if an individual is arrested for domestic violence or a violation of an order of protection or restraining order.

ESTIMATED FISCAL IMPACT:

Increase Local Expenditures* – Less Than \$100,000

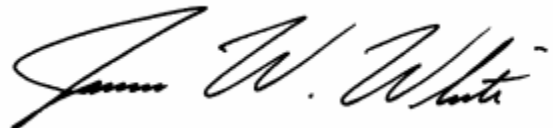
Assumptions:

- Currently, local law enforcement officers are able to order citations in lieu of keeping an individual in custody after an arrest for domestic assault or for violating an order of protection or restraining order.
- According to the Davidson County Sheriff's Office, issuing a citation in lieu of custody under these circumstances is rarely done.
- It is estimated that other counties also rarely issue citations under these circumstances.
- Any shift from the issuance of a citation to custody will increase local government expenditures which are estimated to be less than \$100,000.

**Article II, Section 24 of the Tennessee Constitution provides that: no law of general application shall impose increased expenditure requirements on cities or counties unless the General Assembly shall provide that the state share in the cost.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James W. White, Executive Director

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